RICHARD C. DARWIN (SBN 161245) BUCHALTER, NEMER, FIELDS & YOUNGER 333 Market Street, 25th Floor San Francisco, CA 94105 Telephone: (415) 227-0900

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

Attorney for: Petitioner

Petitioner BANK OF AMERICA, N.A. etc.

Respondent MICHELETTI FAMILY PARTNERSHIP etc., et al.

Ref#: 237828 * **PROOF OF SERVICE** * Case No.: CV 08 2902 EMC

At the time of service I was at least eighteen years of age and not a party to this action and I served copies of the:

SUMMONS IN A CIVIL ACTION; BANK OF AMERICA'S PETITION TO COMPEL CONTRACTUAL ARBITRATION; CERTIFICATE OF INTERESTED PERSONS AND ENTITIES FILED BY PETITIONER BANK OF AMERICA, N.A.; BANK OF AMERICA'S NOTICE OF PETITION TO COMPEL CONTRACTUAL ARBITRATION; CIVIL COVER SHEET; ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES; STANDING ORDER FOR CIVIL PRACTICE IN CASES ASSIGNED FOR ALL PURPOSES TO MAGISTRATE JUDGE EDWARD M. CHEN; ECF REGISTRATION INFORMATION HANDOUT; NOTICE OF ASSIGNEMNT OF CASE TO A UNITED STATES MAGISTRATE JUDGE FOR TRIAL; WELCOME TO THE U.S. DISTRICT COURT; PUBLIC NOTICE; CONSENTING TO A MAGISTRATE JUDGE'S JURISDICTION IN THE NORTHERN DISTRICT OF CALIFORNIA

in the within action by personally delivering true copies thereof to the person named below, as follows:

Party served : ARTHUR MICHELETTI, an individual

By serving : Arthur Micheletti, Personally

Address : (Home)

25380 Becky Lane

Los Altos Hills, CA 94022

Date of Service: June 13, 2008

Time of Service: 11:50 AM

Person who served papers:

VICTOR W. RZEPKA

SPECIALIZED LEGAL SERVICES, INC.

1112 Bryant Street, Suite 200

San Francisco, CA 94103

Telephone: (415) 357-0500

Fee for service: \$50.00

Registered California process server.
(i) Employee or Independent Contractor

(ii) Registration no.: 906

(iii) County: Santa Clara

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. \uparrow

Date: June 13, 2008

Signature